

### REMARKS

This Response is being filed within three months of the Office Action outstanding, dated February 15, 2005. Seven new claims have been added. However, no new claim fees are required.

In the Office Action dated February 15, 2005, the Examiner states that the drawings are accepted.

In the Office Action dated February 15, 2005, the Examiner objects to the title of the invention. By this Response Applicant has amended the title of the invention to be "SYSTEM FOR PROVIDING HOME-COOKED ETHNIC DISHES BY NATIVE-TRAINED CHEFS THROUGH A CHEF AGENCY".

In the Office Action dated February 15, 2005, the Examiner rejected claims 8-11 under 35 U.S.C. 112, second paragraph, as allegedly being indefinite. Applicant respectfully disagrees. Nevertheless, Applicant has amended claims 8-11 to recite a structural cooperative relationship between the claim elements. Accordingly, Applicant requests the Examiner to withdraw the rejection of claims 8-11 under 35 U.S.C. 112, second paragraph.

In the Office Action dated February 15, 2005, the Examiner rejected claims 8-11 under 35 U.S.C. 101, due to the alleged indefiniteness of the claims. Applicant has

amended claims 8-11 to recite a structural cooperative relationship between the claim elements. Accordingly, Applicant requests the Examiner to withdraw the rejection of claims 8-11 under 35 U.S.C. 101.

In the Office Action dated February 15, 2005, the Examiner rejected claims 8-13 under 35 U.S.C. 103(a) as allegedly being unpatentable over Starkey. Applicant respectfully disagrees.

Starkey teaches Facility Management Services utilized within a single facility, i.e., within a single location. "The facility management system automatically generates information that is used to manage both a facility and the staff employed at the facility, with a high degree of integration and cross-correlation among the diverse attributes of the facility and services provided therein by the professional staff employed at the facility."

(Starkey, Abstract, emphasis added). The facility may be a managed care facility, furnished temporary executive residence apartment, rehabilitation facility or an estate household management. (Starkey, column 1, lines 54-55, and column 5, lines 3-7). Accordingly, Starkey discloses a system used to manage a single location, wherein the system is administered by a single management individual at a single location, such as "by a personal computer."

(Starkey, column 3, line 25). Starkey does not disclose that clients or staff have any contact with the system.

In contrast, Applicant's claim 8 recites:

"communication structure connected to said client database and to said chef database and adapted to allow a client to access said chef database from a first location, and which is adapted to allow a chef to access said client database from a second location different from said first location; and

operational structure that manipulates said client database based on instructions input to said communication structure at said first location and that manipulates said chef database based on instructions input to said communication structure at said second location."

Accordingly, Applicant recites a system wherein the clients and the chef, and not just a single management employee, have access to and are able to manipulate data within the system from their own individual and unique locations. For example, a client may input their own culinary preferences and a chef may input their own culinary expertise, wherein the client and the chef may input their own personal information from discrete locations, such as their own personal residences. Such a system that allows input and manipulation of the system from multiple persons at different multiple locations is not taught or suggested by Starkey. Accordingly, Applicant requests the Examiner to withdraw the rejection of claims 8-13 under 35 U.S.C. 103(a) and to allow these claims.

By this Response Applicant has added new dependent claims 21-22 directed toward currently amended independent claim 8. For the above listed reasons Applicant believes claims 21-22 are in condition for allowance and Applicant respectfully requests the same.

By this Response Applicant has added new independent claim 23 and corresponding dependent claims 24-27.

Independent claims 23 recites:

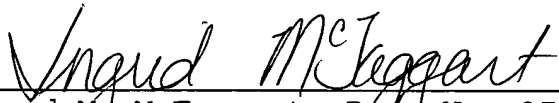
"a computer network that addresses said client database from a first location, and which addresses said chef database from a second location different from said first location; and computer software that instructs said client database based on instructions input to said computer network at said first location and that instructs said chef database based on instructions input to said computer network at said second location."

Starkey does not teach or suggest a computer network that allows databases to be addressed from different locations by clients or chefs, or computer software that instructs databases based on instructions input to the computer network from different locations. Accordingly, Applicant believes new independent claim 23 and corresponding dependent claims 24-27 are in condition for allowance and Applicant respectfully request allowance of the same.

Conclusion

Claims 8-13 and 21-27 are believed to be in condition for allowance, and such allowance is respectfully solicited. If the Examiner should have any questions regarding this response, a call to Applicant's counsel, Ms. Ingrid M. McTaggart at (503) 230-7934, is respectfully requested.

Respectfully submitted,

  
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I hereby certify that this correspondence is being sent via first class mail with sufficient postage in an envelope addressed to the Assistant Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 10<sup>th</sup> day of May, 2005.

